IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT

BILASPUR

W.P.NO. 5094/ 2004

Petitioner : Sukhdeo Puri Goswami
S/o Shri Gulab Puri Goswami,
Aged about 55 years,
R/o Village Kamta Via Simga,
Dist : Raipur-(C.G.)

Versus

Respondents :1. State of Chhattisgarh,
Through The Secretary,
Irrigation Department, D.K.S.Bhawan,
Raipur, Dist : Raipur-(C.G.)

2. The SDO Perry
High Dam Sub Division Tilda,
Raipur, Dist : Raipur-(C.G.)

3. The Executive Engineer,
Mahanadi Jalasaya Pariyojana
Disnet Divison No.3 Tilda,
Dist : Raipur-(C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(19)

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 5094/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

25/01/2005

Shri Ashok Patel, counsel for the petitioner.

Shri Akhil Agrawal, P.L. for the State.

Heard on I.A. No. 9986/2004 for urgent hearing. It is allowed.

The instant petition has been preferred by the petitioner against the order of Annexure P-1 by which the respondent No.2 retired the petitioner with effect from 30/06/2004 after he attained the age of 55 years. Learned counsel for the petitioner submits that number of petitions of similar nature were filed in this High Court and the same has been disposed of with a direction to the State Government to implement the decision of the State Government dated 16/08/2004 whereby it has been decided that the age of superannuation in the P.W.D. shall be kept 60 years as earlier. The petitioner has filed the copy of the order dated 29/09/2004 passed in W.P. No. 3048/2003 and by which the Public Works Department has been directed to pass orders in accordance with the order dated 16/08/2004.

Learned counsel for the petitioner further submits that the ends of justice shall be made if the petitioner is given opportunity to make representation against non-implementation of the order dated 16/08/2004 which shall be further decided by the State authorities within the stipulated period.

I have heard the learned counsel for the petitioner and I have gone through the order of Annexure P-2 whereby in the case of

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 5094/04 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

similarly situated employee, a direction was given to the State Government to implement the order dated 16/08/2004 and I am of the opinion that the ends of justice shall be served if the petitioner is given the opportunity to make detailed representation for implementation of the order dated 16/08/2004 passed by the State Government within 10 days from today to the concerned authorities who shall decide the same positively within a further period of four weeks in the light of the earlier orders passed by this Court.

With the aforesaid direction, the petition is disposed of.

Consequently, I.A. No. 9986/2004 stands disposed of.

Sd/-
DHIRENDRA MISHRA
Judge